

Please amend claim 103 as follows:

103. (Amended). A vaccine composition comprising an effective amount of an isolated *H. pylori* polypeptide [encoded by the nucleic acid molecule of claims 13 or 93-97] comprising the amino acid sequence of SEQ ID NO: 764 and a pharmaceutically acceptable carrier.

REMARKS

Claims 13 and 93-112 are pending in the referenced application prior to entry of this amendment and response. Claims 13, 93-102 and 104-112 have been canceled, and claim 103 has been amended in this response. Cancellation and/or amendment of these claims is for the purpose of complying with the present restriction requirement pursuant to 35 U.S.C. §121. Applicant hereby reserves all rights to further prosecute the same or similar claims in this or other applications.

Applicant hereby elects Group I, as defined in the Office Action dated December 14, 1998, drawn to various polypeptides classified in class 530, subclass 350, without traverse. Group I presently consists of claim 103.

As further required by numbered paragraph 9 of the Office Action dated December 14, 1998, Applicant elects the species of polypeptides represented by SEQ ID NO: 764. It is the Applicant's understanding that under 35 U.S.C. §121, an election of a single species for search and examination purposes is required, to which the claims will be restricted if no claim to the genus is found to be allowable. Applicant further understands that upon the allowance of a generic claim, Applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed genus claim as provided by 37 C.F.R. §1.141 et seq.

SUMMARY

It is respectfully submitted that the claim is in condition for allowance. If the Examiner believes that a telephone conversation with Applicant's Attorney would be helpful in expediting prosecution of this application, the Examiner is invited to call the undersigned at (617) 227-7400.

Respectfully submitted,

A handwritten signature in cursive script, reading "Linda M. Chinn", written over a horizontal line.

Linda M. Chinn
Registration No. 31,240
Attorney for Applicants

LAHIVE & COCKFIELD, LLP
28 State Street
Boston, MA 02109
Tel. (617) 227-7400

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